

TEMPORARY

Serial No. 54728-7

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. MAY 9 1990

Returned to applicant for correction.

Corrected application filed. Map filed.

The applicant. South Comstock Tailings Disposal Co. c/o James B. Schryver, President
P.O. Box 421 of Virginia City
Street and No. or P.O. Box No. City or Town

Nevada hereby make application for permission to change the
State and Zip Code No.

Manner and Place of Use
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under. Permit 44237
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.)

1. The source of water is. Underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed. 0.16 CFS & 75 AC/FT
Second feet, acre feet. One second foot equals 448.3 gallons per minute.

3. The water to be used for. Highway Construction
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for. Mining, Milling and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point. SE 1/4 SE 1/4 Section 21, T.16N., R.21E., M.D.B.&M.
Describe as being within a 40-acre subdivision of public survey and by course and
or at a point from which the SE corner of said Section 21 bears S. 28°09'E. a
distance to a section corner. If on unsurveyed land, it should be stated.
distance of 1305 feet.

6. The existing permitted point of diversion is located within.
If point of diversion is not changed, do not answer

7. Proposed place of use. U.S. Hwy. 50 right-of-way located within portions of Sections 1, 2,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
T.15N., R.20E., M.D.B.&M.; Section 26, T.16N., R.20E., M.D.B.&M.; Sections 27-31,
T.16N., R.21E., M.D.B.&M.

8. Existing place of use. E 1/2 E 1/2 Section 21, T.16N., R.21E., M.D.B.&M.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from. Jan. 1 to Dec. 31 of each year.
Month and Day Month and Day

10. Use was permitted from. JAN. 1 to Dec. 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Existing 8" drilled and cased well.
State manner in which water is to be diverted, i.e., diversion structure, ditches,
pipes and flumes, or drilled well, etc.

12. Estimated cost of works. \$3,500.00

13. Estimated time required to construct works. N/A

14. Estimated time required to complete the application of water to beneficial use N/A

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Refer to the agreement from South Comstock Tailings Disposal Company allowing Granite Construction Co. the use of this well and water right.

s/Art Wilson Secty

By _____

Compared bp/ se bp/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 44237 is issued subject to the terms and conditions imposed in said Permit 44237 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on May 15, 1991 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.16 cubic feet per second but not to exceed 75 acre feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before _____

Proof of completion of work shall be filed before _____

Application of water to beneficial use shall be made on or before _____

Proof of the application of water to beneficial use shall be filed on or before _____

Map in support of proof of beneficial use shall be filed on or before _____

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 16th day of May,

A.D. 19 90
[Signature]
State Engineer

(Rev. 6-81) **EXPIRED**
DATE 5-15-91